

182

NOV 04 1994

Mr. David A. Wustner  
Valent U.S.A. Corporation  
1333 N. California Blvd., Suite 600  
P.O. Box 8025  
Walnut Creek, CA 94596-8025

Dear Mr. Wustner:

Subject: Change in Manufacturing Process - Draft Labeling  
Lactofen Manufacturing Concentrate  
EPA Registration Number 59639-70  
Your Submission Dated July 8, 1994

Our letter dated November 3, 1994, failed to mention the draft labeling included with the referenced submission. The labeling, submitted in connection with registration under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended is acceptable, provided that the following revision is made;

1. The terms; "Instructions for Formulation" and "Directions for Use" appear on the draft label. The Agency prefers the term, "Directions for Use", which should be placed above the Misuse Statement (where "Instructions for Formulation" are currently located).

A stamped copy of the label is enclosed for your records. Please submit one (1) final printed copy, incorporating the above revision, before releasing the product for shipment.

Sincerely yours,

Joanne I. Miller  
Product Manager 23  
Fungicide-Herbicide Branch  
Registration Division (7505C)

Enclosure

CONCURRENCES

SYMBOL								
SURNAME								
DATE								

282

ACCEPTED  
with COMMENTS  
In EPA Letter Dated

NOV 04 1994

Under the Federal Insecticide,  
Fungicide, and Rodenticide Act  
as amended for the pesticide  
registered under EPA Reg. No.

59639-70



### PRECAUTIONARY STATEMENTS HAZARDS TO HUMANS & DOMESTIC ANIMALS CAUTION

Harmful if swallowed, inhaled, or absorbed through the skin. Do not get in eyes or on skin or clothing. Wear goggles or face shield, coveralls or tightly woven long sleeved shirt, and rubber gloves when handling. Avoid breathing vapor or spray mist. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse.

This product contains loctofen which has been determined to cause tumors in laboratory animals (rat, mouse). Risks can be reduced by closely following precautions and wearing the protective clothing specified elsewhere on this label.

#### STATEMENT OF PRACTICAL TREATMENT

If in eyes, flush with plenty of water for at least 15 minutes. Get medical attention immediately.

If swallowed, DO NOT INDUCE VOMITING. Drink promptly a large quantity of milk, egg whites, gelatin solution, or if these are not available, large quantities of water. Avoid alcohol. Get medical attention immediately.

If on skin, wash with plenty of soap and water.

Note to Physicians: Emergency Information — call 1-800-457-2022.

#### ENVIRONMENTAL HAZARDS

Do not discharge effluent containing this product into lakes, streams, ponds, estuaries, oceans or public waters unless this product is specifically identified and addressed in an NPDES permit. Do not discharge effluent containing this product to sewer systems without previously notifying the sewage treatment plant authority. For guidance, contact your State Water Board or Regional Office of the EPA.

#### PHYSICAL OR CHEMICAL HAZARDS

Do not use or store near heat or open flame.

#### INSTRUCTIONS FOR FORMULATION

It is a violation of Federal Law to use this product in a manner inconsistent with its labeling.

READ ENTIRE LABEL. USE STRICTLY IN ACCORDANCE WITH PRECAUTIONARY STATEMENTS AND DIRECTIONS AND WITH APPLICABLE STATE AND FEDERAL REGULATIONS.

#### STORAGE AND DISPOSAL

##### PROHIBITIONS

Do not contaminate water, food or feed by storage, disposal or cleaning of equipment.  
Open dumping is prohibited.

##### STORAGE

Keep pesticide in original container.  
Store in cool, dry place. Protect from excessive heat.  
Do not contaminate food or foodstuffs.  
Do not store or transport near feed or food.  
For help with any spill, leak, fire or exposure call day or night 1-800-457-2022, or Chemtrec 1-800-424-9300.

##### PESTICIDE DISPOSAL

Pesticide wastes are toxic. Improper disposal of excess pesticide spray mixture or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

##### CONTAINER DISPOSAL

Triple rinse container, then offer for recycling or reconditioning, or puncture and dispose of in an EPA approved sanitary landfill, or by incineration or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

# LACTOFEN Manufacturing Concentrate

#### Active Ingredient

\*Loctofen ..... 60%

#### Inert Ingredients

\*1-(carboethoxy)ethyl 5-[2-chloro-4-(trifluoromethyl)phenoxy]-2-nitrobenzoate ..... 40%

KEEP OUT OF REACH OF CHILDREN  
**CAUTION**

SEE SIDE PANEL FOR ADDITIONAL  
PRECAUTIONARY STATEMENTS

## NET CONTENTS 55 GALLONS

Valent U.S.A. Corporation © 1992

Walnut Creek CA 94598-8025  
R-Form 361-B Made in U.S.A.  
EPA Reg. No. 59639-70  
EPA Est. 44657-NY-01

AN HERBICIDE FOR POST-EMERGENT WEED CONTROL. THIS PRODUCT IS FOR USE AS A HERBICIDE PRODUCT. FOR SPECIFIC FORMULATIONS FOR ANY OTHER PURPOSES, CONTACT THE Appropriate Manufacturing Representative for appropriate EPA approval in the formulation of EPA-registered products.

Directions For Use  
Only for Formulation In Liquid Formulations —  
(1) The Following Uses: Terrestrial Food Uses Or Terrestrial Non-Food Uses  
(2) Uses For Which US EPA Has Not Approved And/Or Citations of Data In Support of Registration are Required. These are in Compliance with the following conditions:

#### SPILL OR LEAK PROCEDURES

Steps to be taken if material is spilled or leaked: Immediately evacuate the area and eliminate all sources of exposure. Unprotected personnel should not be permitted in the area until decontamination of ground surface material on absorbents, into plastic or metal containers and all vapors have been eliminated from the area. Do not flush to sewer. Clean up as much contaminated material as possible in closed container for disposal.

#### IMPORTANT INFORMATION

LIMITED WARRANTY: 1. This product conforms to the label directions and is reasonably fit for use strictly in accordance with the label directions. It does not make nor authorize any other warranty or implied, concerning the product. WARRANTY OF MERCHANTABILITY AND FITNESS FOR PARTICULAR PURPOSE

2. Critical and unforeseen conditions may prevent it from eliminating weeds from this product. Such risks are inherent in the control over the handling and application of this product. Such risks are not assumed by the manufacturer even though the product label directions are followed. The manufacturer assumes all risks and liabilities under 1 above) resulting from the use of this product.

3. Precautions stated on the label are intended to prevent hazardous exposure to the user.

4. In addition to the limited warranty, disclosures, and conditions stated in (1) — (3) above, if this product is used for purposes other than those uses stated in (1) above, which uses are not approved by the EPA, Valent Corporation makes no warranty concerning this product, no guarantee, or representation, not limited to any warranty regarding crop damage, injury, or damage to other crops. The user hereby expressly disclaims all risks and liabilities.